

STILLWATER COUNTY COMMISSIONERS MINUTES

Notice: These minutes reflect the proceedings of the Board of County Commissioners. The official minutes are on file with the Clerk and Recorder (MCA 7-4-2611(2)(b)).

REGULAR MEETING JUNE 21, 2016

- Present:** Commissioners Dennis Shupak, Chair; and Gerald W. Dell, Member; Lori Dobitz, Administrative Assistant. Others Present: Jerry Friend, Treasurer; Travis West, Engineering West; Rick Hanners, Stillwater County News. Absent: Commissioner Maureen Davey.
- Open Meeting:** Commissioner Shupak opened the meeting at 9:00 am with the pledge to the flag.
- Public Reading:** Second Reading of Ordinance No. 2016-01: Commissioner Dell conducted the second reading of Ordinance 2016-01 to establish a 35mph speed limit on a 1.25 mile portion of Valley Creek Road, Park City, MT. Following the reading, Commissioner Dell said the first reading was held on June 7, 2016, and approved. Commissioner Dell **MOVED** to adopt the second reading of Ordinance 2016-01. Commissioner Shupak **SECONDED**. Discussion: As was mentioned in the ordinance, this request for a speed limit was presented to the Commissioners by the Hedges family and others in the Park City area. The speed study was conducted by the Road and Bridge Department, Dell said. This ordinance shall be in full force and effective 30-days following the approval of the second reading. **Vote:** Motion passed.
- Claims:** Commissioner Dell **MOVED** to approve Warrants No. 95346-95445 in the amount of \$213,199.13. Commissioner Shupak **SECONDED**. Motion passed.
- Minute Approval:** None
- Special Issues:**
1. Stillwater River Road Rockslide - Commissioner Dell said the rockslide committee met last week. He said the County Attorney is in the process of putting together a progress email to be circulated to area residents and it should go out this week.
- Regular Business:**
1. Planning - Beartooth Christian Mountain Ranch Staff Housing Phase 2 - Extension Request. Commissioner Dell read a letter dated April 27, 2016, sent to the Planning Office by Forest Mandeville, Engineering West. The letter read in part: The subdivision was conditionally approved by the Commissioners on June 20, 2013, and

will expire June 20, 2016, if not extended. As a non-profit organization largely dependent upon volunteer labor, the developer was unable to construct required improvements within the original approved time-frame. The granting of the extension will allow the developer to continue working towards scheduled construction.

Travis West, Engineering West, stated they are requesting a one-year extension to install the septic system and a two-multi user drain field that was designed for the eight units, the water system, and finish the road that will provide access to the eight units. He explained that during the past three-years there was a period of time when the camp did not have an executive director, so they didn't have anyone streamlining this project, West said. With a director in place for the past year, we anticipate the project to be done in the next year.

Commissioner Dell **MOVED** to approve the one-year extension for the Beartooth Mountain Christian Staff Housing Phase 2 as recommended by the County Planning Board. Commissioner Shupak **SECONDED**. Motion passed.

2. Absarokee Sewer District - Commissioner Dell said on April 26, 2016, the Board of County Commissioners on behalf of Absarokee Sewer District RSID 5&7, sent a request to the Department of Environmental Quality (DEQ) in Helena to request the renewal of pollutant discharge elimination system permit including a discharge system affluent from the wastewater treatment facility direct to Rosebud Creek. DEQ is advising the commission and in order for them to issue this permit to include this discharge location we need to complete a new NPDES Form 2A Application review. Dell said our contract engineer, Great West Engineering, is preparing the permit for the county to submit to DEQ. Commissioner Dell **MOVED** to conditionally approve the NPDES Form 2A Application upon the completion by Great West Engineering. Commissioner Shupak **SECONDED**. Commissioner Dell said as it has been reported in previous meetings, this is an ongoing project. The reason we submitted the letter on April 26, 2016, was on the advice of DEQ, Dell said. **Vote:** Motion passed.

- Consent Agenda:**
1. Area II Agency on Aging - Certification of Match in the amount of \$12,240 for FY 2017.
 2. USDA Predator Control - Memorandum of Understanding for the protection of livestock from predator animals.
 3. West Rosebud Creek Road Construction Project
 - a. The Montana Reliance - R-O-W Agreement Parcel 25 Sec. 2, T6S, R17E
 - b. The Montana Reliance - R-O-W Agreement Parcels 5,15,16,17 Sections 23,26,35 T5S., R17E, MPM

Commissioner Dell **MOVED** to approve the consent agenda. Commissioner Shupak **SECONDED**. Motion passed.

Public Comments: None heard.

Meeting Adjourned: Hearing no further business, Commissioner Shupak adjourned the meeting at 9:17 A.M.

**CANVASS OF PRIMARY ELECTION
JUNE 21, 2016 - 10:00 AM**

Present: Commissioners Dennis Shupak, Chair; and Gerald W. Dell, Member; Lori Dobitz, Administrative Assistant. Others Present: Sandra Fox, Clerk of District Court, and Heidi L. Stadel, Election Administrator. Absent: Commissioner Maureen Davey.

Canvass Board - Commissioner Dell said with the absence of Commissioner Davey, Sandra Fox, Clerk of District Court, was appointed to serve as a member of the board of canvassers with Commissioners Shupak and Dell.

Election Results - Heidi Stadel, Election Administrator, presented the Board of Canvassers with packets that contain the election results of the Primary Election held on June 7, 2016. The group reviewed the Post Election Audit results which were spot-on according to Stadel. The second item reviewed was the abstract of votes, which matches the figures shown on the Secretary of State website and the unofficial results. Stadel reported the number of registered voters in Stillwater County is 5,668. Of those registered, she said 2,922 voted, making it a 53.79% turnout. She also inform the board that 1,600 absentee ballots were issued and of those, 1,382 were counted, making for 86.38% return. She said although this is a presidential primary election, everything ran very smooth as there were no issues, no protesters, no poll watchers. When asked about write ins, Stadel explained names that were written in were not legitimate write-ins.

Commissioner Dell **MOVED** to accept the results of the Canvass of the Primary Election as presented. Sandra Fox, Clerk of District Court **SECONDED**. Motion passed unanimously. The Canvass is on file with the Clerk and Recorder Document No. 365740.

Meeting Adjourned: Hearing no further business, Commissioner Shupak adjourned the meeting at 10:08 A.M.